

## Message Text

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ORIGIN EB-11

INFO OCT-01 EUR-25 IO-14 ISO-00 CAB-09 CIAE-00 COME-00

DODE-00 DOTE-00 INR-11 NSAE-00 RSC-01 FAA-00 SS-20

NSC-07 L-03 H-03 PA-04 USIA-15 PRS-01 SP-03 TAR-02

/130 R

DRAFTED BY EB/OA/AVP:JSGRAVATT/CAB:EACORBOY:GL

APPROVED BY EB/OA/AVP;DBORTMAN

EUR/NE - A PINKNEY

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P R 251909Z JUL 74

FM SECSTATE WASHDC

TO USMISSION GENEVA PRIORITY

INFO AMEMBASSY BONN

AMEMBASSY BRUSSELS

AMEMBASSY COPENHAGEN

AMEMBASSY HELSINKI

AMEMBASSY LONDON

AMEMBASSY OSLO

AMCONSUL MONTREAL

AMEMBASSY STOCKHOLM

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E.O. 11652:N/A

TAGS: ETRN, SW

SUBJECT: CIVAIR: EXCHANGE OF VIEWS RE MAJOR ISSUES AT

FORTHCOMING ICAO ASSEMBLY

REF: STOCKHOLM 3183 AND 3016

RE ICAO ASSEMBLY WORKING PAPER HENRIK WINBERG OF SWEDEN

SUBMITTED WITH SWITZERLAND, WE HAVE FOLLOWING COMMENTS FOR

USE IN DISCUSSIONS WITH VOSS OF SWEDEN IN GENEVA AND

POSSIBLY REPRESENTATIVES OF OTHER ECAC STATES:

1. QUESTION OF HOW FARE AND RATE MATTERS FOR SCHEDULED

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SERVICES SHOULD BE TREATED IS NORMALLY PART OF BILATERAL

AIR TRANSPORT AGREEMENTS TO WHICH U.S. IS PARTY. THIS IS A MATTER WE ARE USED TO DEALING WITH BILATERALLY AND ON WHICH WE HAVE NO MULTILATERAL EXPERIENCE. EXISTING RATE FORMULATIONS IN OUR BILATERAL AGREEMENTS HAVE NOT CREATED ANY SIGNIFICANT PROBLEMS FOR US, EXCEPT WHEN THE OTHER COUNTRY DOES NOT COMPLY WITH THE REQUIREMENTS OF THE RATE CLAUSE, NOR HAVE ANY OF OUR BILATERAL PARTNERS EXPRESSED TO US THE BELIEF THAT THE EXISTING RATE LANGUAGE CREATES PROBLEMS THAT WOULD WARRANT REVIEW AND MODIFICATION. IN A VERY FEW CASES, SPECIAL RATE CLAUSE LANGUAGE HAS BEEN WORKED OUT TO ACCOMMODATE UNIQUE BILATERAL PROBLEMS. THE BILATERAL LANGUAGE REFLECTS THE STATUTORY SCHEME (30 DAYS NOTICE) FOR THE FILING AND HANDLING OF

TARIFFS IN U.S. AS DO THE VARIOUS CAB RATE REGULATIONS. IT SHOULD ALSO BE NOTED THAT WINBERG'S PROPOSAL WOULD PROVIDE A MEANS FOR INCREASED INTERVENTION IN RATE AND FARE ESTABLISHMENT BY GOVERNMENTS WHICH WE DO NOT REGARD AS DESIRABLE AS A GENERAL RULE.

2. THE 1967 ECAC INTERNATIONAL AGREEMENT ON THE PROCEDURE FOR THE ESTABLISHMENT OF TARIFFS FOR SCHEDULED AIR SERVICES WAS SIGNED IN PARIS ON JULY 10, 1967. TO DATE, THIS AGREEMENT HAS BEEN RATIFIED BY RELATIVELY FEW EUROPEAN COUNTRIES AND NO NON-EUROPEAN COUNTRIES, THEREFORE WE DOUBT THAT THIS AGREEMENT WILL HAVE ANY UNIVERSAL ACCEPTANCE EVEN IN A MODIFIED FORM.

3. FYI WINBERG'S PROPOSAL IS NOTHING NEW BUT A PROJECT HE HAS RAISED FROM TIME TO TIME OVER A LONG PERIOD.  
END FYI INGERSOLL

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## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
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**Disposition Date:** 28 MAY 2004  
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**TAGS:** ETRN, SW, ICAO, (WINBERG, HENRIK)  
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